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EXPEDITE

DATE: July 28, 2005	FILE: 09/538,755 (1150-407)

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KEVIN M. MASON

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Examiner Larry Donaghue	USPTO	571-273-3962

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Berenbaum 9-4-5-5

Date: July 28, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application

Applicant(s): Berenbaum et al.

Case:

9-4-5-5

Serial No.: Filing Date:

09/538,755 March 30, 2000

Group:

2154

Examiner:

Larry Donaghue

Title:

Method and Apparatus for Splitting Packets

in a Multithreaded VLIW Processor

<u>TRANSMITTAL LETTER</u> .

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Submitted herewith is a Terminal Disclaimer to Obviate a Provisional Double Patenting Rejection Over an Issued Patent in response to an Office Action relating to the aboveidentified patent application. The Terminal Disclaimer is believed to overcome the double patenting rejection, and Applicants hereby respectfully request withdrawal of this rejection. All of the pending claims are believed to be in condition for allowance.

Please charge Deposit Account No. 50-0762 the amount of \$130.00, to cover the fee. In the event of non-payment or improper payment of a required fee, the Commissioner is authorized to charge or to credit Deposit Account No. 50-0762 as required to correct the error. A duplicate copy of this letter is enclosed.

Respectfully submitted,

Date: July 28, 2005

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Attorney for Applicants

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Docket Number (Optional)

REJECTION OVER A PENDING SECOND A	FFLICATIO	19	Berenpaum 9-4	,-J-0 	
In to Application of, Berenbaum et al.					
Application No.: 09/538,755					
Flied: September 1, 2000					
For: Method and Apparatus for Splitting Packets in a Multithrea	ded VLIW Pr	ocessor			
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The owner*, Agere Systems Inc. , of 100 percent in provided below, the terminal part of the statutory term of any pai beyond the expiration date of the full statutory term defined i disclaimer filed prior to the grant of any patent granted on pen filed on March 30, 2000 , of any patent on the pending second granted on the instant application shall be enforceable only for a second application ere commonly owned. This agreement runs binding upon the grantee, its successors or assigns. In making the above disclaimer, the owner does not dis application that would extend to the expiration date of the full sepatent granted on the second application, as shortened by any event that any such granted patent; expires for failure to pay a reaction canceled by a reexamination certificate, is reissued, or is statutory term as shortened by any terminal disclaimer filed prior	ient granted of n 35 U.S.C. ding second d application. Indication with any particular the terminate transfer or terminal dismaintenance in le or terminal of in any manifer or terminal or	no the instant application 173 at Application Num. The owner here the period that it attent granted on the minal part of any as defined in 3th sciaimer filed printer, is held uner hally disclaimed.	s shortened by ar iber <u>09/538,67</u> by agrees that any nd any petent gran the instant applical patent granted on 5 U.S.C. 154 and or to the patent granted inforceable, is found under 37 CFR 1.3	y patent son ted on the tion and is the instant 173 of any mant, in the dinvalld by 121, has all	
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